

FAX**Date** February 11, 2002**Number of pages including cover** 8
sheet**TO:** Ms. Karen Creasey
Office of Petitions
United States Patent &
Trademark Office
Phone 703 305-8859
Fax Phone 703 308 6916**FROM:** T. M. Isaacson
AT&T Corp. - Intellectual
Property - Law
Phone 410-257-5485
Fax Phone 410-257-5492**REMARKS:** ☐ *Urgent* ☐ *For your review* ☐ *Reply ASAP* ☐ *Please Comment*

Re: U. S. Patent Application Serial No. 09/648947
Filed: 8/25/2000
For "Aircraft Cabin Telephony Test Unit" by Blood, et al.
Attorney Docket No. 113250 (AWS 425)

Attached are the documents you requested in your telephone message (faxed copy of affidavit with a copy of the postcard receipt).

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PETITIONS SERVICE

Attorney's Initials: *TMJ*
 COMMISSIONER FOR PATENTS, BOX Application

☐ Express Mail No.
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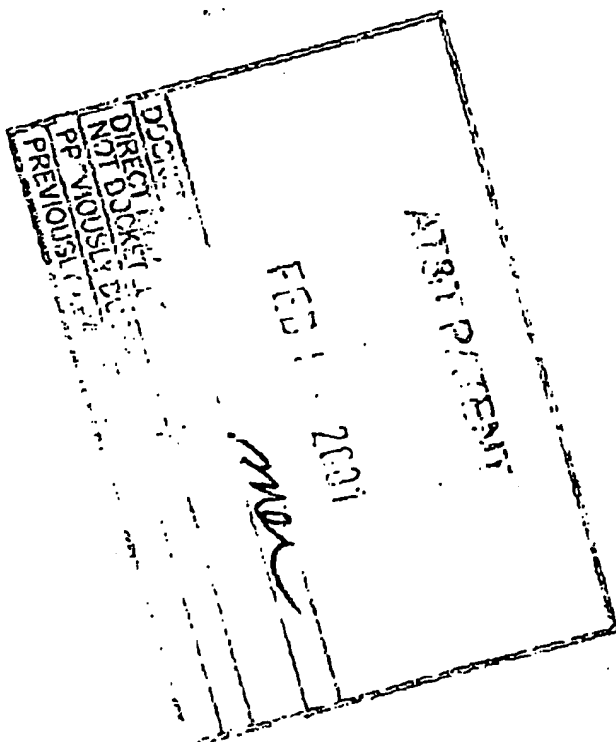
Docket No. *113250 Centi*
 Applicant *Charanand, A, et Al*

Application No. *09/648947*
 Filing Date

- ☐ Specification # of Pages:
- ☐ Claims # of Pages
- ☐ Abstract # of Pages
- ☐ Drawings # of Sheets
- ☐ Response to O.A. (Type)
- ☐ Response to Notice to File Missing Parts
- ☐ Amendment
- ☐ Notice of Appeal
- ☐ Appeal Brief
- ☒ Other Request For Reconsideration of Retention
 Under 37 C.F.R. 1.47(9) & Declaration of
 Facts Under 37 C.F.R. 1.47(9)
- ☐ PCT Request Form
- ☐ PCT Demand Form
- ☐ PCT Invitation to Correct
- ☐ Assoc./Power of Attorney
- ☐ Assignment
- ☐ Recordation Form Cover Sheet
- ☐ IDS (Information Disclosure Statement)
- ☐ Oath and Declaration
- ☐ PTO 1449 Form with references
- ☐ Preliminary Amendment
- ☒ Transmittal Letter ☒ Fee Transmittal Form
- ☐ Issue Fee Transmittal
- ☐ Letter to Official Draftsman
- ☐ Extension of Time



AT&T CORP.
P.O. BOX 4110
MIDDLETOWN, NEW JERSEY 07748



IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s) Robert Michael Blood
Abel Charamand

Serial No. 09/648947

Filing Date August 25, 2000

Title Aircraft Cabin Telephony Test Unit

Attorney Docket No.: 113250

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D. C. 20231

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DECLARATION OF FACTS UNDER 37 C.F.R. 1.47(a)

SIR:

I, Thomas M. Isaacson, hereby declare and say that:

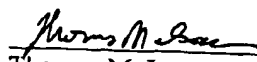
1. I am the duly authorized representative of the applicants in the above-identified application and, as such, I am familiar with, and have first-hand knowledge of, the facts recited below.
2. The above-identified application, as originally filed, included the name of Abel Charamand as a joint co-inventor.
3. The joint inventor, Abel Charamand, refuses to sign the Oath or Declaration as required under 37 C.F.R. 1.63.
4. A "bona fide attempt was made to present a copy of the application papers (specification, including claims, drawings and oath or declaration) to the non-signing inventor for signature". (M.P.E.P. 409.03 (d)). In addition to the facts relied upon in the Petition filed in the above-referenced case on October 23, 2000, the following additional facts are relied upon to establish this "bona fide attempt" to have the joint inventor Abel Charamand sign the Oath or Declaration after having been presented with the application papers as follows:

a) On January 10, 2001, the undersigned sent via Federal Express a copy of the enclosed letter (Exhibit A) to Mr. Charamand, including a declaration, copy of this Petition and a copy of the above-referenced patent application including drawings and claims. Applicant has not heard back from Mr. Charamand in response to the January 10 letter and request.

b) Mr. Charamand has not signed and continues to refuse to sign the Declaration form. Through a telephone call with the undersigned, the reason Mr. Charamand has given for refusing to sign (M.P.E.P. 409.03(d)) was that he was promised additional compensation by Mr. Jim Harbauer, who had been Mr. Charamand's manager, for which he has not been paid.

5. Based on the foregoing sequence of events, as well as the facts set forth in the October 23, 2000 Petition, which are incorporated herein, the undersigned submits that the inventor's conduct constitutes a refusal to sign.

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or of any patent issued thereon.


Thomas M. Isaacson
Attorney

26 Jan. 2001
Date

USA Airbill 3945807960

Date 10 Jan '01 Sender's FedEx Account Number 259130131
 Sender's Name Thomas Larson Phone 401 2525485
 Company AT&T
 Address 1860 S. Phloxian Dr.
 City Durham State NC ZIP 27704
 Receiver's Name Abel Charamand Phone 1 1
 Company
 Address 5000 NW Village Park Drive #6-144
 City Issaquah State WA ZIP 98027

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☐ FedEx Pak
☐ Other Pkg.
 6 Special Handling
☐ BUSINESS DAY Delivery
☐ GUNDAV Delivery
☐ HOLD Wednesday
☐ HOLD Saturday
 7 Payment
☒ Bill Me
☐ Cash
☐ Credit Card
☐ Cash/Check
 8 Signature
 Signature: Tom Larson
 Title: Owner
 Date: 10 Jan 2001

Exhibit A

Exhibit A



Thomas M. Isaacson

Senior Attorney
Intellectual Property Law

Virtual Office:
1860 South Plantation Drive
Dunkirk, Maryland 20754
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Fax to virtual office: (410) 257-5492
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E-mail: tisaacson@lga.att.com

Send all formal correspondence to:
AT&T Corporation
P.O. Box 4110
Middletown, NJ 07748-4110
U.S.A.

January 10, 2001

VIA FEDERAL EXPRESS

Abed Charamand
5000 NW Village Park Drive, #h-144
Issaquah, Washington 98027

FAX RECEIVED
FEB 11 2002
PETITIONS OFFICE

Re: U.S. Patent Application No. 09/648,947, entitled "Aircraft Cabin Telephony Test Unit"
AT&T Ref.: 113250

Dear Mr. Charamand:

This letter is to inform you that we have prepared the enclosed Rule 47 Petition to file in the U.S. Patent Office regarding the above-referenced patent application. It is AT&T's position that you are obligated to help AT&T Wireless Services, Inc., obtain, own and protect all patents covering technology related to AT&T Wireless Services' present or prospective businesses. The Rule 47 Petition will provide evidence to the Patent Office that you are under this obligation yet refuse to sign a declaration and assignment to AT&T Wireless Services, Inc. Once the petition is granted, we will continue to prosecute the application and it will issue in the name of AT&T Wireless Services, Inc.

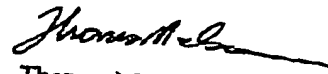
Enclosed is a declaration, copy of the specification, claims and drawings, and a copy of the Petition we intend to file. If you desire to sign the declaration, please inform me immediately so that we can make arrangements or simply return the signed declaration to:

AT&T Corp.
Attn: Tom Isaacson
1860 South Plantation Drive
Dunkirk, MD 20754

If you have any questions, please let me know. If we do not hear back from you on or before Friday, January 26, 2001, we will assume that you continue to refuse to sign the declaration and we will file the Petition.

Best regards.

Very truly yours,


Thomas M. Isaacson
Senior Attorney

TMI
Enclosures: As stated
cc: Glenn Blumstein, Sam Dworetzky

3 308 6916

*** RX REPORT ***

RECEPTION OK

TX/RX NO	9689
CONNECTION TEL	3
CONNECTION ID	
START TIME	02/11(MO)14:01
USAGE TIME	05'52"
PGS.	16
RESULT	OK